



PATENT  
450100-03126

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

: Makoto Tabuchi et al.  
 Serial No. : 09/827,463  
 Filed : October 6, 2004  
 For : DATA RECORDING/REPRODUCTION APPARATUS AND DATA RECORDING/REPRODUCTION METHOD  
 Examiner : Nguyen, Huy Thanh  
 Art Unit : 2616

745 Fifth Avenue  
 New York, NY 10151  
 Tel: 212-588-0800

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required.  
 The fee has been calculated as shown below.  
 This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

**Claims as Amended**

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	4	Minus	** = 20	* 0 x	\$50 (25)	= \$ 0
Independent claims	2	Minus	*** = 3	* 0 x	\$200 (100)	= \$ 0
Total additional fee for this amendment						\$ 0

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.

\*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid , or is paid herewith .

This response is being filed within the \_\_\_\_\_ month following the expiration of the term originally set therefor. This is a petition to request a \_\_\_\_\_ month extension of time. A check covering the cost of the petition is enclosed.

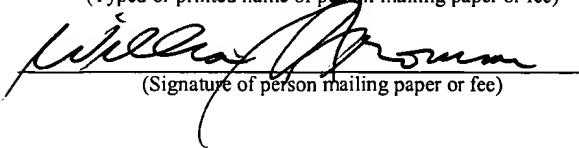
A check in the amount of \$\_\_\_\_\_ is attached, which covers the cost of  additional claims \_\_\_\_\_ petition for extension of time.

Charge \$\_\_\_\_\_ to Deposit Account No. 50-0320.

Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

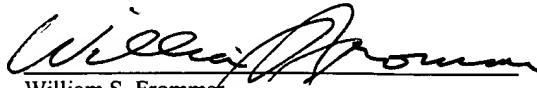
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 15, 2005.

(Typed or printed name of person mailing paper or fee)

  
 (Signature of person mailing paper or fee)

Respectfully submitted,

FROMMER LA WRENCE & HAUG LLP  
 Attorneys for Applicant

By:   
 William S. Frommer  
 Reg. No. 25,506  
 Tel: 212-588-0800



JRW 26/6  
PATENT  
450100-03126

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Makoto Tabuchi et al.  
Serial No. : 09/827,463  
For : DATA RECORDING/REPRODUCTION APPARATUS  
AND DATA RECORDING/REPRODUCTION METHOD  
Filed : April 6, 2001  
Examiner : Nguyen, Huy Thanh  
Art Unit : 2616  
Confirmation No. : 6156

745 Fifth Avenue  
New York, NY 10151  
(212) 588-0800

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 15, 2005.

**William S. Frommer, Reg. No. 25,506**

(Name of Applicants, Assignee or Registered Representative)



Signature

August 15, 2005

Date of Signature

**AMENDMENT UNDER 37 C.F.R. § 1.121**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed on May 20, 2005, having a three-month statutory period for response set to expire on August 20, 2005, please amend the above-identified application as follows.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.